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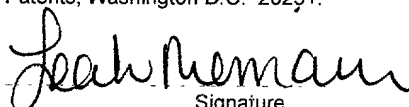
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May 9, 2001

FILE 2000.042200

TERRY D. MORGAN
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BOX PATENT APPLICATION
Assistant Commissioner for Patents
Washington, DC 20231

RE: *U.S. Patent Application Entitled "METHOD AND APPARATUS FOR CONTROLLING FOCUS BASED ON A THICKNESS OF A LAYER OF PHOTORESIST"*

Inventor(s): Bushman/Peterson/Stewart/Doss

Client Reference: TT3165

Sir:

Transmitted herewith for filing are:

- (1) 23-page patent specification with 24 claims and an abstract (also Figures 1-5 on 4 sheets);
- (2) Declaration;
- (3) Assignment and Assignment Cover Sheet;

05/09/01
jc808 U.S. PTO

jc872 U.S. PTO
09/851900
05/09/01

09851900-050901

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REQUEST AND CERTIFICATION
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor

Bushman et al.

Title

Method and Apparatus for Controlling...

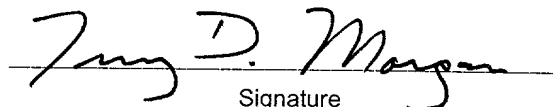
Atty Docket Number

2000.042200/TT3165

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

5/9/01

Date



Signature

TERRY D. MORGAN

Typed or printed name

Reg. No. 31,181

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231

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